

STATE OF MISSISSIPPI
COUNTY OF DE SOTO

Rick L. Jaquess and Kelly M. Jaquess
KCC 0000104142

SUBSTITUTED TRUSTEES DEED

WHEREAS, on January 15, 2003, Rick L. Jaquess joined by his wife, Kelly M. Jaquess, executed a Deed of Trust to Anthony Neal, Trustee for the benefit of National City Mortgage Co., which Deed of Trust is filed for record in Book 1643 at Page 26 in the office of the Chancery Clerk of De Soto County at Hernando, Mississippi; and

WHEREAS, said Deed of Trust was subsequently assigned to Kondaur Capital Corporation, by instrument dated November 20, 2008 and recorded in Book 2997 at Page 77 of the aforesaid Chancery Clerk's office; and

WHEREAS, as authorized by the aforesaid Deed of Trust and in strict accordance therewith, Kondaur Capital Corporation, substituted J. Gary Massey as Trustee therein in the place and stead of the trustee named in said Deed of Trust or subsequently substituted therein by Substitution of Trustee dated February 19, 2009, and duly filed for record in the office of the aforesaid Chancery Clerk in Book 2999 at Page 119 prior to the first publication and posting of the notice of sale; and

WHEREAS, default having been made in the terms and conditions of said Deed of Trust, which default continued for a period of time necessary for the holder thereof to declare the entire indebtedness, together with attorney's fees, expenses and costs, immediately due and payable, as was its option so to do under the terms of said Deed of Trust, and default having been made in payment of said amount and the Substituted Trustee having been requested and directed by Kondaur Capital Corporation to foreclose under the terms of said Deed of Trust, I did on April 2, 2009, during legal hours, being between the hours of 11:00 a.m. and 4:00 p.m., at the East Front Door of the County Courthouse of DeSoto County, located at Hernando, Mississippi, in accordance with the terms of the Deed of Trust and the laws of the State of Mississippi, offer for sale at public auction and sell to the highest and best bidder for cash the following described land and property lying and being situated in De Soto County, Mississippi, being more particularly described as follows, to wit:

Lot 7, Section A, PINEHURST SUBDIVISION, in Section 10, Township 2 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 44, Page 42, in the office of the Chancery Clerk of DeSoto County, Mississippi.

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Said property was sold after strictly complying with all the terms and conditions of said Deed of Trust and the statutes made and provided in such cases. A notice of time, place and terms of said sale, together with a description of the property to be sold, was given by publication in DESOTO TIMES-TRIBUNE, a newspaper published in De Soto County, Mississippi for three consecutive weeks preceding the date of sale. The notices were published on March 12, 19, 26, 2009, (a certified copy of which is attached hereto,) and a notice identical to the published notice was posted on the bulletin board at the East Front Door of the County Courthouse of De Soto County, Hernando, Mississippi for said period of three consecutive weeks. Everything necessary to be done was done to make and effect a good and lawful sale.

At said Sale, Kondaur Capital Corporation bid for said property in the amount of \$140,000.00, which being the highest and best bid, the same was then and there struck off to Kondaur Capital Corporation and it was declared the purchaser thereof.

NOW THEREFORE, in consideration of the full payment of the purchase price, I, the undersigned Substituted Trustee, do hereby sell and convey unto Kondaur Capital Corporation the land and property herein described. I convey only such title as is vested in me as Substituted Trustee.

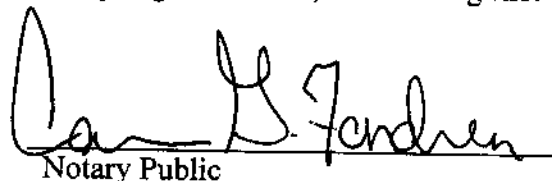
WITNESS MY SIGNATURE, on April 2, 2009.



J. Gary Massey, Substituted Trustee

STATE OF MISSISSIPPI
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for said county and state, on this the Second day of April, 2009, the within named J. Gary Massey, Substituted Trustee, duly identified before me, who acknowledged that in said representative capacity he executed the above and foregoing instrument, after having first been duly authorized to do so.



Notary Public

My commission



GRANTOR'S ADDRESS:

J. Gary Massey, Substituted Trustee
1910 Lakeland Drive, Suite B
Jackson, MS 39216
(601)981-9299
S&M #09-102124

GRANTEE'S ADDRESS:

Kondaur Capital Corporation
1100 W. Town & Country Rd
Suite 1600
Orange, California 92868
888-566-3287

PREPARED BY:

J. Gary Massey, Substitute Trustee
1910 Lakeland Drive, Suite B
Jackson, MS 39216
(601)981-9299

INDEX: Lot 7, Sec. A, Pinehurst S/D, Sec. 10, T-2-S, R-7-W, Southaven, DeSoto Co/MS

PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI
COUNTY OF DESOTO

Diane Smith personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times-Tribune, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 3 consecutive times, as follows, to-wit:

**SUBSTITUTED TRUSTEE'S
NOTICE OF SALE**

WHEREAS, on January 15, 2008, Rick L. Jaspars joined by his wife, Kelly M. Jaspars, executed a certain deed of trust to Anthony Neal, Trustee for the benefit of National City Mortgage Co., which deed of trust is of record in the office of the Chancery Clerk of DeSoto County, State of Mississippi in Book 1843 at Page 26; and

WHEREAS, said Deed of Trust was subsequently assigned to Kondaur Capital Corporation, by instrument dated November 20, 2008 and recorded in Book 2997 at Page 77 of the aforesaid Chancery Clerk's office; and

WHEREAS, Kondaur Capital Corporation, has heretofore substituted J. Gary Massey as Trustee by instrument dated February 19, 2009 and recorded in the aforesaid Chancery Clerk's Office in Book 3289 at Page 119; and

WHEREAS, default having been made in the terms and conditions of said deed of trust and the entire debt secured thereby having been declared to be due and payable in accordance with the terms of said deed of trust, Kondaur Capital Corporation, the assignee of said indebtedness, having requested the undersigned Substituted Trustee to execute the trust and sell said land and property in accordance with the terms of said deed of trust and for the purpose of selling the same due thereunder, together with attorney's fees, trustee's fees and expenses of sale.

NOW, THEREFORE, I, J. Gary Massey, Substituted Trustee in said deed of trust, will on April 2, 2009 offer for sale at public outcry and sell within legal hours (being between the hours of 11:00 a.m. and 4:00 p.m.), at the East Room of the County Courthouse of the DeSoto County located at Hernando, Mississippi, the highest and best cash the following property situated in DeSoto County, State of Mississippi, to-wit:

2445

Volume No. 114 on the 12 day of Mar., 2009

Volume No. 114 on the 19 day of Mar., 2009

Volume No. 114 on the 26 day of Mar., 2009

Volume No. _____ on the _____ day of _____, 2009

Volume No. _____ on the _____ day of _____, 2009

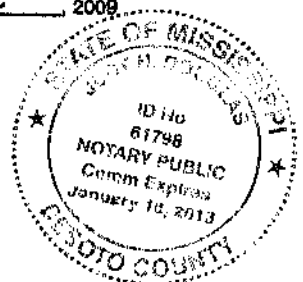
Volume No. _____ on the _____ day of _____, 2009

Diane Smith

Sworn to and subscribed before me, this 26 day of Mar., 2009

BY *Gray A. Douglas*

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: JANUARY 16, 2013
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED



A. Single first insertion of 397 words @ .12 \$ 47.64

B. 2 subsequent insertions of 794 words @ .10 \$ 79.40

C. Making proof of publication and depositing to same \$ 3.00

TOTAL PUBLISHER'S FEE: \$ 130.04

Let 7, Section 4, Paragraph 1, Subparagraph 1, in Paragraph 7, West, DeSoto County, Mississippi, appear that record recorded in Book 44, Page 42, in the office of the Chancery Clerk of DeSoto County, Mississippi. I WILL CONVEY only such title as vested in me as Substituted Trustee.

WITNESS MY SIGNATURE on this 10th day of March, 2009.

J. Gary Massey
SUBSTITUTED TRUSTEE
Shepero & Massey, L.L.P.
1910 Lakeland Drive
Suite B
Jackson, MS 39216
(601) 981-8228
4165 Pinhook Blvd.
Hernando, MS 38642
(601) 271-2400
Publication Date: March 12, 19, 26, 2009.

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